



IPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Koichi OSAWA et al.

Group Art Unit: 3748

Application No.: 10/661,674

Examiner: B. Tran

Filed: September 15, 2003

Docket No.: 117150

For: POWER OUTPUT APPARATUS, HYBRID POWER OUTPUT APPARATUS,
METHOD OF CONTROLLING THE SAME, AND HYBRID VEHICLE

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the September 22, 2004 Election of Species Requirement, Applicant provisionally elects the species of Figures 1-7, without traverse. At least claims 1-5, 9, 15, 16, 17, 19 and 22 read on the elected species. Claims 9 and 19 are generic to all species.

It is also respectfully submitted that the subject matter of all species is sufficiently related that a thorough search for the subject matter of any one species would encompass a search for the subject matter of the remaining species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Election of Species Requirement is respectfully requested.

Respectfully submitted,



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Date: October 21, 2004

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